

CURRICULUM VITAE

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BLOG: <http://thinkmarkets.wordpress.com>

NATIONALITY U.S. Citizen

DEGREES

Ph.D. (Econ.), University of Chicago, 1977
M.A. (Econ.), University of Chicago, 1973
B.A. (Econ.), Fordham University, 1970

ACADEMIC POSITIONS

Associate Professor of Economics, New York University. Tenured.

Adjunct Professor, NYU Law School, Fall, 2007, 2009-currently.

Visiting Professor of Economics, George Mason University, Spring, 2007, 2010

Visiting Professor, University Aix-Marseille, Aix-en-Provence, France, Fall, 2007,
Summer 2010, 2012.

Visiting Scholar, Mercatus Institute, Arlington, VA, Summer 2006.

Visiting Professor of Economics, George Mason University, Fall, 2000.

Director of Graduate Studies, Department of Economics, New York University (1988 -- 1990).

Adjunct Associate Professor of Law, New York University Law School , Spring, 1985.

Research Fellow in Civil Liability, Yale Law School , Spring, 1984.

Assistant Professor of Economics, New York University (Fall, 1978 – Summer, 1984).

Research Fellow in Law and Economics, University of Chicago Law School (winter and spring, 1981).

Postdoctoral Fellow, Department of Economics, New York University (1976-1978).

ADMINISTRATIVE POSITIONS

Co-director, Classical Liberal Institute, New York University School of Law

Director, Program on the Foundations of the Market Economy, Department of Economics

FIELDS

Economic Analysis of Law
Economic Analysis of Ethics
Behavioral Economics and Economic Policy
Economic Theory from a Philosophical Viewpoint
Political Economy

PUBLICATIONS:

Forthcoming

“The Problem of Rationality: Austrian Economics between Classical Behaviorism and Behavioral Economics,” *Oxford Handbook of Austrian Economics* (2014).

Rationality, Behavioral Economics and the New Paternalism (tentative title) (Cambridge University Press, 2015). With Glen Whitman. In progress.

Austrian Economics Re-examined: The Economics of Time and Ignorance (Routledge, 2014). This is a new, expanded edition of *The Economics of Time and Ignorance* (1996).

Published

“Introduction: Survey of Austrian Law and Economics,” in *Economic Approaches to Law: Austrian Law and Economics, two volumes*, (Edward Elgar, 2011). Richard Posner and Francesco Parisi, General Editors.

- "The Knowledge Problem of New Paternalism," *Brigham Young University Law Review*, vol. 2009, no. 4. With Glen Whitman.
- "Little Brother is Watching You: New Paternalism on the Slippery Slopes," *University of Arizona Law Review*, vol. 51, no. 3 (2009). With Glen Whitman.
- "Austrian Economics: Current Perspectives," *The New Palgrave Dictionary of Economics*, (online 2009) .
- "Justice versus Benevolence: A Modern Humean View" *University of Minnesota Journal Of Law, Science and Technology* (2008).
- "Paternalist Slopes," *NYU Journal of Law and Liberty*, vol. 2 2007. With Glen Whitman.
- "The Problem of 'Moral Dirigisme': A New Argument Against Moralistic Legislation," *NYU Journal of Law and Liberty* (published by the NYU Law School) vol. 2005.
- "The Camel's Nose is in the Tent: Rules, Theories and Slippery Slopes," *UCLA Law Review*, vol. (2003). With Glen Whitman.
- "Which Kind of Legal Order: Logical Coherence and Praxeological Coherence," *Journal des Economistes et des Etudes Humaines*, vol. 9 (1999).
- "The Coming Slavery: The Determinism of Herbert Spencer," *Review of Austrian Economics*, vol. 12 (1999).
- "The Genetic-Causal Tradition and Modern Economic Theory" *Kyklos*, vol. 49 (1996). With Robin Cowan.
- "Time and Ignorance After Ten Years" in *The Economics of Time and Ignorance* (London: Routledge, 1996).
- The Economics of Time and Ignorance* (with Gerald P. O'Driscoll, Jr), 2nd edition (London: Routledge, 1996). Translated into Japanese, Italian and Spanish.
- "Fundamental Issues in the Justification of Profits," in *Profits and Morality* (coedited with R. Cowan), Chicago: University of Chicago Press, 1995.
- "Hayek's Four Tendencies Toward Equilibrium," *Cultural Dynamics*, Symposium Issue on the Work of F.A. Hayek, vol. III (1990).
- "An Economic Framework for Statutory Interpretation," *Law and Contemporary Problems*, Special Symposium Issue, "Economists on the Beach," (autumn, 1987), with Frank Arnold.

- "Fundamentals of Causation," *Chicago-Kent Law Review*, Symposium Issue on Causation in the Law of Torts, (1987).
- "Causal Apportionment: Reply to the Critics," *Journal of Legal Studies* (January 1986), with Frank S. Arnold.
- "Subjectivism, Uncertainty and Rules," in Israel M. Kirzner (ed.), *Subjectivism, Intelligibility and Economic Understanding* (New York: New York University Press, 1986) with Gerald O'Driscoll.
- The Economics of Time and Ignorance* (Oxford and New York: Basil Blackwell, 1985). With Gerald P. O'Driscoll.
- "Rules versus Cost-Benefit Analysis in the Common Law," *Cato Journal* (winter, 1985).
- "The Economics of Termination of Parental Rights: Santosky v. Kramer," *Supreme Court Economic Review* (1983). Edited at Law and Economics Center, Emory University and published by Macmillan.
- "Mises and Lakatos: A Reformulation of Economic Methodology," in Israel M. Kirzner (ed.) *Method, Process and Austrian Economics: Essays in Honor of Ludwig von Mises* (Lexington, MA: D.C. Heath, 1982).
- "The Economic Loss Problem: A Comment on Bishop," *Oxford Journal of Legal Studies* (summer, 1982).
- "A Theory of Economic Loss in the Law of Torts," *Journal of Legal Studies* (June, 1982).
- "The Imputation Theory of Proximate Cause: An Economic Framework," Special Issue on Modern Tort Law, *Georgia Law Review* (summer, 1981).
- "Causal Apportionment in Tort Law: An Economic Theory," *Columbia Law Review* (November, 1980). With Frank S. Arnold.
- "The Mirage of Efficiency," Special Issue on Efficiency as a Legal Concern, *Hofstra Law Review* (summer, 1980).
- "Law Amid Flux: The Economics of Negligence and Strict Liability in Tort," *Journal of Legal Studies* (March, 1980).
- "Can There Be a Principle of Explanation in Common Law Decisions? A Comment on Priest," *Journal of Legal Studies* (March, 1980).
- "Economic Costs, Moral Costs or Retributive Justice: The Rationale of Criminal Law," in Charles M. Gray (ed.), *The Cost of Crime* (Sage Publications 1979).

"Disequilibrium and All That," in Mario Rizzo (ed.), *Time, uncertainty and Disequilibrium: Exploration of Austrian Themes* (Lexington, MA: D.C. Heath, 1979).

"Uncertainty, Subjectivity and the Economic Analysis of Law, *Ibid.*

"The Effect of Crime on Residential Rents and Property Values," *American Economist* (spring 1979).

"The Cost of Crime to Victims: An Empirical Analysis," *Journal of Legal Studies* (January 1979).

"Praxeology and Econometrics: A Critique of Positivist Economics," in Louis M. Spadaro (ed.), *Austrian Economics: New Directions and Unresolved Questions* (Kansas City: Sheed, Andrews and McMeel 1978).

"Time Preference, Situational Determinism and Crime," in Randy Barnett and John Hagel, III (ed.), *Assessing the Criminal: Restitution, Retribution and the Legal Process* (Cambridge: Ballinger Books 1977).

JOURNALISTIC PUBLICATIONS

"Trust Us: Paternalism's Newest Advocates Say They Know What You Want, Really", *Forbes*, June 18, 2007.

"Should Policies Nudge People to Make Certain Choices?" *Wall Street Journal* Econoblog. Debate with Richard Thaler (Chicago). May 25, 2007.

FOREWORDS

"Foreword" to Ronald A. Hamowy, *The Political Sociology of Freedom: Adam Ferguson and F.A. Hayek* (Edward Elgar, 2005).

"Introduction" to Richard A. Epstein, *A Theory of Strict Liability: Toward a Reformulation of Tort Law* (Cato Institute 1980).

BOOK REVIEWS

"Uniqueness, Complementarity and Tension: A Review of Israel Kirzner (ed.) *Classics in Austrian Economics*" in *Advances in Austrian Economics* (vol. 3, 1996).

"Austrian Economics in America: The Migration of a Tradition" by Karen Vaughn (Cambridge University Press) in *Journal of Economic Literature* (vol. 33, 1995).

"Intention, Plans and Practical Reason" by Michael Bratman (Harvard University Press) in *Cultural Dynamics* (vol. 2, 1989).

EDITORSHIP

Editor, *Economic Approaches to Law: Austrian Law and Economics*, two volumes, (Edward Elgar, 2011). Richard Posner and Francesco Parisi, General Editors.

Co-Editor, *Journal des Economistes et des Etudes Humaines* (A Bilingual Journal of Economics and Policy). Published at the University of Aix-Marseille III and by The Berkeley Press (bepress). Present.

Special Editor, *Journal des Economistes et des Etudes Humaines*, vol. 12 (no. 1, 2/3). Two Issues on the work of Israel M. Kirzner. Published at the University of Aix-Marseille III. 2000.

Profits and Morality (Chicago: University of Chicago Press, 1995). Contributors include Jules Coleman, Robert Cooter, James Gordley, Peter Hammond, Israel Kirzner and Jan Narveson. (Coedited with R. Cowan).

Chicago-Kent Law Review. Symposium Issue on "Causation in the Law of Torts," 1987. Contributors included Jules Coleman, Robert Cooter, Richard Epstein and Mark Kelman.

Journal of Legal Studies, Special Symposium Issue on "Change in the Common Law: Legal and Economic Perspectives" (March, 1980). I commissioned, compiled and submitted for publication all of the articles in this issue. Published by the University of Chicago Press for the University of Chicago School of Law.

Time, Uncertainty and Disequilibrium: Exploration of Austrian Themes (Lexington, MA: D.C. Heath, 1979). Contributors included Harold Demsetz, John Hicks, Harvey Leibenstein, and Leland Yeager.

SERIES EDITORSHIP

"Foundations of the Market Economy," Routledge, Ltd. (London and New York). With Lawrence H. White. Twenty eight books published. Series active.

"The Political Economy of the Austrian School," New York University Press. Four books published. Series closed.

EDITORIAL BOARDS

Associate Editor, *Review of Austrian Economics* (Kluwer Academic Press).

Associate editor, *Journal des Economistes et des Etudes Humaines*.

CURRENT PROJECTS (2010)

“Welfare Standards in Behavioral Economics” Near completion

“Austrian Law and Economics: A Research Guide” Introduction to two volume collection of law and economics articles (Edward Elgar, 2010). Near completion.

Under contracts with Routledge and Edward Elgar to publish two separate collections of articles on economic theory, and law-and-economics respectively.

TALKS OR PAPERS PRESENTED

About two hundred talks at major universities and conferences in the United States and Europe.

CONFERENCE AND SYMPOSIUM ORGANIZATION

“Hume, Bentham and the Economic Analysis of the Common Law,” Liberty Fund Colloquium, Boston, MA (April 2006).

“Herbert Spencer: the Evolution of Society and Implications for Liberty,” Liberty Fund Colloquium, Boston, MA (November 2003).

“Slippery Slopes and the Movement away from Liberty,” Liberty Fund Colloquium Arlington, Virginia (November, 2002).

Fifteen *additional* conferences or symposia organized between 1977 and 1991.

RESEARCH GRANTS (Partial List)

Funding from the Sarah Scaife Foundation, Bradley Foundation, Earhart Foundation, Smith-Richardson Foundation, Fred C. Koch Foundation, Pfizer, Inc., Chase Bank, Inc., and others.

REFERENCES

Available on request: Economists, Legal Scholars and Philosophers.